

ESTABLISHED 1873

BISMARCK, NORTH DAKOTA, SATURDAY, DECEMBER 9, 1922

(Leased Wire of Associated Press)

PRICE FIVE CENTS

ILLEGALITY BY OFFICERS NO EVIDENCE BAR

Evidence Obtained of Liquor Violation Without Search Warrant Is Upheld

LOCAL MEN CONVICTED

Supreme Court Divided in Opinion Held Important in Dry Law Enforcement

Use as evidence of apparatus used in the manufacture of intoxicating liquor, seized by officers who entered a dwelling house without search warrant and as uninvited guests, was upheld by the supreme court here today in an opinion regarded as of considerable importance in the enforcement of liquor laws in the state.

In the same case the court held that the legislative act forbidding the manufacture of liquor for whatever purpose was valid, and that it did not contravene the constitutional provision which forbids manufacture of liquor for sale, gift or barter.

The case was divided, Judge Bronson, who wrote the majority opinion, Chief Justice Birdzell and Judge Christianson taking similar views. Judge Grace held the anti-liquor act was constitutional but that the acts of the officers was in violation of the constitution. Judge Robinson held that it is unconstitutional for the legislature to forbid the manufacture of liquor not sold, bartered or given away and also that the officers violated the constitution.

The case arose in Burleigh county, the defendants being J. W. Pauley and his son, Pearl Pauley. It has been declared by defendants that the case would be taken to the United States supreme court.

The circumstances were that in February, 1922, the sheriff, chief of police and a deputy sheriff visited the home of the defendants in Bismarck. They possessed neither warrant of arrest nor search warrant. At the door they told the wife of one of the defendants that they desired to see her husband. She stated she would call him; officers said they would go see him. They proceeded to the basement and there they found the defendants manufacturing, intoxicating liquor, the court record states. They seized the equipment, arrested the defendants, and at the trial the defendants objected to the production of the equipment used in making liquor and its introduction in evidence.

Duty to Arrest. Judge Bronson in his opinion states the officers were not invited guests but were not denied admittance to defendants, saw the defendants committing a crime and it was their duty to arrest them, and that the instrumentalities were properly received in evidence.

Quoting from authorities he said, "It has long been established that the admissibility of evidence is not affected by the illegality of the means through which the party has been enabled to obtain the evidence. The illegality, by no means conceded, is merely ignored."

He declared that such illegality must be redressed, or punished or resisted by appropriate proceedings otherwise taken, and that it would not invalidate the conviction in this case. Whether the seizure was unreasonable, he asserted, was not at issue.

Regarding the action of officers he further said: "Their right to interrupt the performance of a crime and to apprehend the offenders and to seize the instrumentalities being used to commit the crime is not to be denied because the defendants happened to be operating within the confines of their own home."

Constitution Not Violated. The proof of such instrumentalities for the manufacture of liquor and their reception in evidence was not violative of the constitutional provision that no party in any criminal case shall be compelled to be a witness against himself, Judge Bronson declared.

Judge Grace, in his opinion, pointed out that the state law prohibits the manufacture of intoxicating liquors, irrespective of whether the same is manufactured for sale or gift, while the Constitution makes the manufacture of liquor a violation of law only if for sale, barter or gift. He held that the legislature had power to prevent the manufacture for any purpose.

The action of the officers in entering the home without search warrant and in the manner they did, he held, was a violation of the provision on the Constitution protecting the home against "unreasonable searches and seizures."

He said that: "Under the evidence and in the circumstances of this case, the entry by the officers and each of them upon the premises and into the home of the defendants, without a warrant for their arrest or for the arrest of either of them, without a search warrant, with no order or command from any court and with no authority whatever under our laws and Constitution, for the sole purpose of searching for and seizing intoxicating liquors and to discover if the same were manufactured in the home, was a manifest invasion of the constitutional rights of the defendants who were occupying the premises as a home." (Continued on Page 2)

Perfect Saxon Beauty



The type of English beauty which is most characteristic of England has been found in the features of Mrs. C. E. Eaton, prominent London society woman, by a committee of artists.

ELECTRIC RATE CASE SET FOR HEARING SOON

Railroad Commission Will Hear Testimony in Matter On December 29

The Hughes Electric Company rate case will be heard by the railroad commission Friday, December 29, beginning at 10 a. m. It was announced in the orders of the railroad commission today.

In this case several consumers asked for a reduction of alleged exorbitant electric and steam heat rates, and also for a rebate of about \$40,000 they allege was collected by the company last year in excess of a fair and reasonable return.

COURT GRINDS ON JURY CASES

Reported Grand Jury Matter May Come up Again

District court ground away on petit jury cases today, with the grand jury matter disposed of at least temporarily. It was expected it would be brought up again.

It also was understood that this would be opposed and that affidavits of a number of signers would be presented. One letter of a signer stated that he was offered \$10 to sign the petition. If the name were published.

In the first jury case of the present term, that of Ole Warner against M. B. Finseth, involving a land contract, plaintiff was awarded verdict of \$800 and interest. He asked \$1,356.63.

The case of Herman Laskin against James W. Lee et al was being heard today.

Below Normal Temperature, Week's Forecast

(By the Associated Press) Washington, Dec. 9.—Weather outlook for week beginning Monday: Region of the Great Lakes: Temperature below normal; considerable cloudiness, occasional snows.

Upper Mississippi Valley: Temperature below normal; local snows at beginning of week and again near the close.

(By the Associated Press) Minot, N. D., Dec. 9.—Mercury dropped to lowest point during present season here last night, when it registered 32 degrees below zero according to official records.

14 BELOW AT ABERDEEN Aberdeen, S. D., Dec. 9.—The mercury dropped to 14 below last night. This is the coldest it has been here this season.

Gompers Will Be Witness In Daugherty Case

(By the Associated Press) Washington, Dec. 9.—Former Attorney General George W. Wickersham, President Samuel Gompers of the American Federation of Labor, Guy Oyster, Mr. Gompers' secretary, and Thomas Stevenson, an attorney of Cleveland, Ohio, were subpoenaed today to appear next week before the house judiciary committee in connection with the impeachment charges brought against Attorney General Daugherty by Mr. Keller, Republican of Minnesota.

PLANES GO IN SEARCH El Paso, Texas, Dec. 9.—Five airplanes in charge of Major Leo J. Heffernan, commander of the twelfth observation squadron, left Fort Bliss at 6:30 o'clock this morning for Tucson, to join in the search for Col. Marshall and Lieutenant Charles L. Webber.

BINDS GIRL TO CAR TRACKS IN MEMPHIS SUBURB

Memphis, Tenn., Dec. 9.—Efforts of police investigating the findings, bound hand and foot and gagged beside the street car track in a suburb early yesterday of Miss Jennie Rogers, 32, a trained nurse, whom it was reported had been placed there by a man, after having held her prisoner for five days, disclosed the identity of one of the men mentioned in notes secured on an envelope found in her possession, according to announcement early today.

Lee Rodgers, brother of Miss Rogers, referred to in the notes as "Lee" went to the hospital early this morning, but according to the attacks and nurses, she did not recognize him.

According to incoherent notes found by the police addressed to her mother and brother, Miss Rodgers left the home of a relative early Sunday morning to visit her mother at Ripley, Miss. The notes explain that while waiting in the station she fell asleep and when she awoke she was in the clutches of "a masked man" who "threatened to kill her if she refused to eat and do as she was told." The notes begged authorities to help her to rescue her.

Authorities are unable to account for her movements from the time she left the house until picked up yesterday morning by a street car crew in the woods near Memphis.

HAIL WARRANTS TO BE MAILED NEXT WEEK

Hail warrants will be mailed to persons living in 15 counties who suffered loss and were covered by state insurance, next Monday, Martin S. Hagen, manager of the department said today. The counties are from Williams to Richland, inclusive, the issuance of the warrants this year beginning with Williams county.

The agreement for the purchase of hail warrants entered into by the industrial commission and commissioner of insurance with the Minnesota Loan and Trust Company and Lane, Piper and Jeffrey provided purchase price beginning with December 1, the date on which the warrants being drawing interest, but the warrants, which pass through the auditor's and treasurer's office, could not be prepared for holders by that time. The warrants will be issued as regularly and as often as possible from now on, Mr. Hagen said.

FRIENDS OF MRS. FORD SEEK HER RELEASE

(By the Associated Press) Detroit, Mich., Dec. 9.—Friends of Mrs. May B. Ford, charged with plotting to slay her estranged husband, Ney J. Ford, a wealthy farmer, renewed their efforts today to obtain freedom for the prisoner, Mrs. Ford spent last night in jail unable to raise the \$25,000 bond required by the recorder's court, before which she pleaded not guilty yesterday.

No date had been set early today for the examination demanded by Mrs. Ford's attorneys.

The defense of Mrs. Ford, should she be brought to trial, is expected to be based on her statement to the prosecutor that she was subject to intermittent loss of memory, or temporary insanity.

She did not remember, she declared, that she ever sought to engage a gunman to slay her husband, as she might gain possession of his estate, as charged. If she did reveal such a plot to a detective who posed as a gun man, she said, it was during one of these mental lapses.

MAY GET NEW COACH Fargo, N. D., Dec. 9.—George Dewey of the Oregon Agricultural College and California University and for two years coach of the Multnomah Athletic Club basketball team of Portland, Oregon will probably direct the activities of North Dakota Aggie basketball this winter, according to Stanley E. Beleske, director of athletics at the college.

His Pacific Coast record as submitted to college authorities here is a good one they say. The athletic board of control must act before Dewey's appointment is definite.

LAUSANNE CONFERENCE PASSES CRISIS

Russian Delegates Resentful At Attitude of Turk Envoys

DROP SOME DEMANDS

Recede from Position Demanding Control of Dardanelle Straights

(By the Associated Press) Lausanne, Dec. 9.—Optimism reigned in Lausanne today for the Near East conference had weathered what was probably its most difficult session to date.

Ismet, Pasha's statement of the Turkish views on the Dardanelles question and the reply it brought from Lord Curzon on behalf of the inviting powers resulted in a general clearing of the conference at Moscow. Turkey has apparently broken away from Russian control, and foreign minister Tchitcherine and his associates, although resentful of Turkey's failure to hold out for complete autonomy in the straits, are accepting the situation.

Details of the Dardanelles settlement were being thrashed out today by the naval and military experts in informal meetings and it was expected several days would elapse before another general conference session would be held to discuss the modified plan designed to satisfy both the Turks and the allied powers.

The problem of Turkish capitulations is being worked out by sub-commissions which are said to be making good progress.

Rumors of a possible vacation as Christmas desires to assume the responsibility of suggesting a cessation of work, even for a few days, while the conference is progressing so smoothly.

POLICE TRAVEL IN CIRCLES IN WOMAN HUNT

Admit That They Are Baffled In Search for Mrs. Clara Phillips

Los Angeles, Dec. 9.—The search for Mrs. Clara Phillips, hammer wrencher, who escaped from the Los Angeles county jail last Tuesday has "brought us right back where we started," according to statements from sheriff's deputies today.

They admitted they had "no tangible clues" and that only the facts stood out in their investigation—that Mrs. Phillips had escaped and that she was still free.

They declared again their determination to continue their search until they had recaptured the woman, and said they attached as much credence to one report that she had fled to Mexico, as to another that she had remained in Los Angeles.

They said they believed if Mrs. Phillips was not apprehended before, she eventually would betray her own hiding place, if some one else did not betray her first.

MANY WITNESSES CALLED IN CASE OF EXECUTIVE

Oxford, Miss., Dec. 9.—A dozen or more of the witnesses summoned in the trial of Miss Frances C. Birkhead's damage suit, in which she seeks \$100,000 damages from Lee M. Russell, governor of Mississippi, remained to be heard in federal court today. It was indicated last night the defense would offer other testimony and rebuttal evidence is yet to be heard.

Testimony yesterday dealt principally with alleged improprieties on the part of Miss Birkhead during her earlier life.

Judge Holmes sustained an objection by counsel for the plaintiff that testimony as to the conduct of the former stenographer subsequent to the time of the alleged wrongs set forth in her declaration, should be permissible only so far as it tended to show her physical condition alleged impairment of health is one of the grounds on which the suit is based.

Firm Can Revamp Fairbanks Films

New York, Dec. 9.—The plan of Douglas Fairbanks to restrain Hyman Winik and others from revamping films in which Fairbanks appeared several years ago, was denied by Supreme Court Justice Wagner yesterday. The court held Fairbanks was but an employee of the company that made the films and that the producers had a right to make changes in a commodity they had hired him to help produce. The decision may effect old films of a number of other motion picture actors and actresses who have become stars since the old pictures were made.

IRISH STATE TO CONTINUE ITS REPRISALS

London, Dec. 9.—The expectation that yesterday's executions in Dublin will be followed by further shootings is expressed today by the London newspapers. These correspondents are convinced that a chain of reprisals will continue.

The Daily Mail's Dublin correspondents quote a Free State official as saying that there are at least 100 desperate men in the city who, having no care for their own lives, will follow the behest of their leaders and endeavor to assassinate members of the government and of the Irish parliament.

The correspondent remarks that the authorities still have in custody several Republican leaders who were captured under certain circumstances bringing them within the scope of the recent proclamation prohibiting a summary military trial and execution of persons found to possess bombs, explosives or fire arms.

BISMARCK MAN KILLED UNDER RAILROAD CAR

Brooks Underwood, Soo Line Employee, Is Instantly Killed at Wilton

SLIPPED AND FELL

Brooks Underwood, conductor on the Soo line, was instantly killed about 10 o'clock this morning at Wilton, when he fell between two cars and was run over.

The train, extra freight 419 west, was backing in on an elevator track at Wilton in charge of Conductor J. I. Betser. Conductor Underwood was working as a brakeman. He slipped and fell between two cars, and the wheels of the cars severed his body, according to reports reaching here.

Mr. Underwood was about 45 years of age. His home was at 1200 Broadway, and he is survived by a widow and a daughter about 9 years of age.

Mr. Underwood's home originally was at Atlantic City, but he had been in the Soo line service since 1912. He was a member of all Masonic bodies, including the Shrine, and B. E. T. and O. B. C. He was well known and popular among railroad men.

A telephone message to The Tribune from Wilton said that at noon arrival of the McLean county coroner was being awaited before the body was moved from its position under the train. Two people saw Mr. Underwood fall between the cars, but were some distance away. The body was dragged about two car lengths.

NEGRO IS BURNED AT STAKE FOR SLAYING WOMAN

Perry, Florida, Dec. 9.—Peace prevailed here early today with county and state authorities reporting no racial outbreaks during the night following the burning at the stake of Charles Wright, negro, by a mob of several thousand men early last night after he had been trailed six days. Wright, it is said, in his passion exonerated Young Wright implicated another negro whose name he did not give, as having robbed Miss Hendry, after he (Wright) had cut her throat.

The police say the mob gathered from the northern section of the state, quietly dispersed after Wright's body had been burned a short distance from here.

The authorities are still holding in custody Albert Young, negro, captured in a Georgia town early yesterday after he had been trailed six days. Wright, it is said, in his passion exonerated Young Wright implicated another negro whose name he did not give, as having robbed Miss Hendry, after he (Wright) had cut her throat.

Philadelphia Forum Entertains Clémenceau

Philadelphia, Dec. 9.—Thousands of Philadelphians were disappointed today at their inability to hear Georges Clémenceau, "Tiger of France," deliver the last important address in his tour of the United States. As a partial relief for the disappointment they thronged the streets through which the octogenarian statesman was to pass on his way to Independence Hall and the Academy of Music to catch a glimpse of him.

The arrangements called for only a brief visit. Actually he was to be here about ten and one-half hours but officially several hours less than that. His visit to this city was under the auspices of the Philadelphia forum, an organization numbering 4,000 persons, which is about the seating capacity of the academy. A futile effort was made to have the "Tiger's" address made a public function.

George Clémenceau, speaking today in the city where America's Declaration of Independence was signed, urged that America come back to Europe and help spread independence throughout the world. He was given an ovation as he appeared on the platform of the Academy of Music. The Academy, profusely decorated with the Stars and Stripes and the French tricolor, was packed.

RAPARATIONS BEFORE SESSION OF PREMIERS

Four Nations Represented in Conference to Arrive at Plan for Germany

POINCARÉ EMPHAATIC

Declares Something Radical Must Be Done to Protect France

London, Dec. 9.—The conference of allied premiers held a two hour session this morning, adjourning for luncheon shortly before 2 p. m. The heads of all four delegations—British, French, Italian and Belgian—addressed the gathering. Premier Poincaré of France, holding the floor the longest.

The premiers met to sketch the latest and perhaps the most important chapter in the long story of German reparations. The details, it is expected will be filled in at the forthcoming Brussels conference, to which the conversations beginning today are preliminary.

While Premier Poincaré was reported not to have reached the point of definite proposals, he declared, the reparations question had arrived at a stage where something radical must be done. He came prepared, he said, to discuss with the others what action should be taken. France's great interests, he insisted, must be recognized.

Those present besides the premier's were the finance ministers of Great Britain, France and Belgium; Count De Saint-Aulaire, the French Ambassador, Foreign Minister Jaspar of Belgium and the Italian members of the reparations commission.

M. Poincaré appeared perturbed when he left his hotel for the conference, having just made a denial of a charge that France intends to annex the Rhine region. He was in good spirits, however, when he returned, from which the French attaches drew the inference that the conference was going well.

WOULD GRANT MORATORIUM

London, Dec. 9.—Premier Poincaré towards the close of the first session of the conference of allied premiers here today is understood to have said that France would consent to a moratorium of two years for Germany if certain economic guarantees accompanied it.

LARSON WILL BE HELD VALID IN HIGH COURT

Decisions of County and District Court of Burleigh County Is Upheld

A will bequeathing an estate in northern Burleigh county value at about \$15,000 to Annetta Erickson, a friend of Peter Larson, deceased hermit, was declared valid by the supreme court here today. The will, written in the Swedish language, was in pen and ink and dated January 29, 1900, 20 years before Larson's death.

Larson was found dead in his home, his body partly devoured by the large number of cats he always kept.

The special administrator, Oscar Beckman, contested the will on the ground of fraud and urged the will of the deceased be set aside and the will of the deceased himself in behalf of residents of Sweden who would be heirs of Larson.

The court affirmed decisions of District Judge Nusselt and County Judge J. C. Davies. Judge Robinson dissented, holding the will, "is manifest forgery."

GIFTS POUR IN FOR SENATOR'S BRIDE

Bath, Maine, Dec. 9.—Vice-President Coolidge many other notables in the life of Washington and of the nation were in the city today to attend the wedding of United States Senator Walter E. Edge of New Jersey, to Miss Camilla L. A. Sewall.

President and Mrs. Harding sent as their gift an oil painting by Artion Knight, entitled "Cahors." The ceremony was set for noon in Grace Episcopal church, the rector, the Rev. Charles M. Tubbs officiating.

Senator Frederick Hale of Maine was best man and Mrs. John Winthrop Williams of Baltimore, sister of the bride, was matron of honor.

The bride's gown was the wedding dress of her mother, of white brocade and old point lace. Her lace veil, a family heirloom, was worn by her great aunt, wife of Admiral David G. Farragut, when she was presented to Queen Elizabeth of Austria.

Gifts came from all parts of the world and many of them were of historical value.

Senator Edge and his bride plan to sail from New York on the Maestri next Saturday for Southampton and to spend the holiday season in Europe. Their permanent home will be in Ventnor, N. J.

ADS REFLECT WANNAMAKER PHILOSOPHY



JOHN WANNAMAKER

By NEA Service Philadelphia, Dec. 9.—In the advertisements of one of the greatest chains of Philadelphia and New York department stores lies the philosophy of John Wanamaker, 84-year-old millionaire merchant, who has been suffering from a severe cold for the last two months.

This philosophy of human sympathy and co-operation is what developed this business pioneer from a poor farm boy into one of the most respected characters in the country.

Wanamaker was born in Philadelphia, July 11, 1838, and remained here all his life, except for a brief stay in Indiana. His first income was \$1.25 a week as errand boy, but by the time he was 23 he had established a clothing store with Nathan Brown, whose daughter he later married.

His keenness for competition brought him many enemies, but it also brought him his fortune. He opened his present store in this city in 1876 and 20 years later took over the store of A. T. Stewart in New York, now one of the largest department stores in the country.

Interest in Religion. Wanamaker had other business interests, but they did not diminish his religious activity. His interest in the Y. M. C. A. led him to donate money for the establishment of branches all over the world. He helped found other religious and social institutions which are today regarded as the poor.

As postmaster general under President Harrison, Wanamaker introduced sea postoffices, banished lotteries from the mails, expanded free delivery and established rural delivery.

Few knew the feelings of this man until 1912, when they came out in pity, epitaphic sayings in department store advertisements. They were helpful paragraphs which were printed almost daily until his recent illness and which brought him many letters of appreciation.

That he practiced what he preached is shown by his sudden reduction of 20 per cent in the prices of all his merchandise, in 1920, to help the country return to normal.

FARGO RATE CASE ENDS

Fargo, N. D., Dec. 9.—Fargo's rate case hearing before Interstate Commerce Commission, which ended here yesterday after five days sessions has developed into a large struggle between various interests in the northwest rather than solely between Fargo and the railroads, rate men said today. They pointed out that the North and South Dakota Railroad Commission's, Grand Forks, N. D., Moorhead, Minn., and Aberdeen, S. D., had joined the fight on the Fargo side while the united support of Minneapolis, St. Paul and Duluth is backing the railroads in holding that Fargo is not entitled to lower rates.

Counsel on both sides have until January 23 in which to file briefs in the case and a tentative report on the outcome may be expected in six to eight months after that time from Johnston B. Campbell, commissioner and A. C. Watkins, special examiner of the Interstate Commerce Commission, who conducted the hearing.

J. W. Goodman, traffic director of the Grand Forks Commercial Club, yesterday in rebuttal testimony denied Duluth's contention that Fargo is not a logical distribution center by saying it is the most logical center between Duluth and Spokane.

BLAME CROP REPORTING

Sioux Falls, S. D., Dec. 9.—Unfair publicity through false crop reporting is robbing agriculture of hundreds of millions of dollars annually, the Farmers Grain Dealers Association declared in adopting a resolution urging enactment of federal legislation to make false crop reporting a felony. The resolution was adopted at the convention just closed in Watertown. It was announced in the report of Charles Epler, secretary, made public here today.

TO MEET TOWER CITY Fargo, N. D., Dec. 9.—Fargo high school meets Tower City here tonight in its first basketball game of the season.

Twenty five hundred persons were homeless. The city was without banking facilities. No food was obtainable except from a central distributing station established by a swiftly organized committee of fifty business men. Last night beds were provided for all.

Hundreds of homes have been thrown open to those made destitute by the blaze and all public buildings available will provide sleeping and eating quarters for the homeless. Although many residents were in the path of the flames, apartment houses, hotels and frame tenement structures were destroyed and residents of these barely had time to escape with their lives.

Commander Supplies. Relief measures consisted of orders to commandeer all of the city's food supplies at once. They are distributed upon written orders issued by the relief committee.

Long lines of persons waited in front of the Y. M. C. A., where they were being fed with sandwiches and loaves of bread. Inside many buildings, including churches, women and worked tirelessly in an effort to provide for those without homes. Several grocery stores and meat markets in the outlying districts suffered unprecedented rush, and police issued orders against profiteering.

Telephone and electric light workmen had partly restored lighting facilities last night but throughout the remaining district a heavy guard of soldiers and special policemen had been established to prevent looting.

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HOW TO HELP EDUCATION, IS MEETING THEM

Answers of Questionnaires Sent to School Students Are Discussed

MANY GIVE SUGGESTION

How the North Dakota chapter of the American Association of Engineers can aid the department of education, the library movement, and the city in promoting education was pointed out by Miss M. Clark of the American City Bureau. Mrs. W. S. Stratton, assistant state school examiner, Supt. H. O. Savvik, and Miss Mary E. Downey, chairman of the library commission, in a dinner meeting at the McKinzie hotel last night at a meeting of the engineers. E. K. Alfness, secretary of the good roads association, presided at the meeting.

M. Clark based his speech on the results obtained in questionnaires issued by the Association of Commerce to the high school students, to ascertain what they thought of Bismarck. The three questions asked were:

1. What vacation do you expect to pursue?
2. After completing your education, do you expect to live and work in Bismarck? If not, why not?
3. As a future citizen, what would you suggest the Association of Commerce should undertake for the improvement of Bismarck?

While the answers reflect the opinion of youth, it was pointed out that they also presented a picture of what the future citizens think of their city, and probably show something of the influence of the thinking of their parents.

In answer to the first two questions the paper showed that 31 per cent of the 216 students expected to remain in the city, 41 per cent expect to go away, and 18 per cent are uncertain. The reasons for these decisions included the following:

"There is no field here for the profession I expect to follow."

"I prefer to live in a larger city."

"My family is moving away."

"I desire to travel."

"For an outdoor life, I want to live on a farm."

"Because I can't get a full education here."

"There isn't much chance of advancement here."

"Too much opposition for a town of this size."

"The climate is too cold."

"Possibilities too limited."

"Bismarck is overcrowded with good things."

"My work will take me elsewhere."

"It isn't 'push' but 'pull' that counts here."

"I would rather get a start where one knows me."

Others expected to remain if they could "get a job" when they completed high school and if their health permitted. Of the 41 per cent who were contemplating leaving Bismarck 11 kinds of professional people and artists were included. Mr. Clark pointed out that as a result of the statistics Bismarck stood to lose something like \$150,000 on an investment.

Suggestions For Betterment.

In answer to what might be suggested for the improvement of Bismarck, answers were overwhelmingly in favor of more and better parks, supervised playgrounds for boys and girls, community center, more recreational facilities.

Y. M. C. A. building, a W. C. A. building, skating rink, slides, public tennis courts, and more amusements for boys and girls. About 90 per cent of the replies suggested increased recreational facilities as the panacea for the ills of Bismarck.

The speaker pointed out that these replies alone indicated what he meant by "educating a community."

"The Duty of the Engineer Toward Education" was the theme which Miss Stratton developed. She said that the two duties the engineers owed to North Dakota were to aid in making the school curriculum more practical and to assist in blotting out illiteracy. She stated that the latter could be accomplished by the enforcement of school attendance and the education of the adult illiterates.

Equality of Opportunity

Pratt Savvik emphasized the importance of equality of opportunity education. He said that while the country schools were inadequate and teachers lacking in training, the reason for this was because the people did not want any better. They did not even allow their children to attend regularly when school was in session. The importance of this, he said, could be seen when it was known that only 10 per cent of the children who entered the first grade of the schools entered high school. Only per cent of children get all education they ever get in the grammar schools.

Miss Downey urged that the engineers give their assistance to the library movement by using their influence in talking to the county library bill which is to be presented to the legislature at its next session. She traced the library movement ancient times to its present place in American society, stating that the only means of education for people who could not attend school was by means of reading, the best of all the fine arts.

WONT RENEW CONTRACT

New York, Dec. 9.—The Famous Players-Lasky Corporation announced today that the contract held by Miles Minter, one of its most prominent screen stars, would not be renewed after the finished a picture on which she now is engaged, the reason was given.

JEALOUSY MAY HANG TWO WOMEN



Mrs. Nellie S. Koulik.

Mrs. Tillie Klimek.

By Roy Gibbons
NEA Staff Correspondent

Chicago, Dec. 9.—Woman's instinctive jealousy of women who are popular with many men may send two women to the gallows here, according to Mrs. Marie K. Hickson, famous psychologist, and wife of the director of Chicago's municipal court psychopathic laboratory.

"Sex jealousy," Mrs. Hickson brands this envy of the woman of many men by even the most sedate of one man women.

The "sex vengeance" instinct has been aroused by developments here resulting in the arrest of Mrs. Tillie Klimek and Mrs. Nellie Sturmer Koulik. Police are investigating the death of some 20 men, women and children, still somewhat mysterious, but with the outstanding feature of arsenic discovered in the bodies.

The majority of these victims were husbands, sweethearts or other relatives of the two women.

It is these disclosures of many marriages, many love affairs, that arouse the instinctive antagonism of other women, says Mrs. Hickson.

Love of Conquest

"The love of conquest over man is strong in the female heart," she declares.

"No woman wishes to see an abundance of flattery bestowed by men on another woman."

"And while the normal, intelligent woman of today would not go beyond the bonds of propriety, nor would she really crave other attention than that of her husband, her attitude nevertheless is a jealous one. What she can't have and doesn't want of love, she doesn't wish another woman to have."

Corroborative of her belief, Mrs. Hickson points to the fact that authorities have received scores of letters, practically all in feminine handwriting, professing to further incriminate the prisoners. Messages of sympathy and encouragement have been received from many men, but none from women.

Prisoners Sense Feeling

Whether true or not, says Mrs. Hickson, these letters show the lengths to which women will go to achieve vengeance on prousters of sex jealousy.

Mrs. Klimek and Mrs. Sturmer intuitively recognize this jealousy as they sit in their cell here awaiting trial.

"I have not done what they say I have," Mrs. Klimek declares. "It is the women who do this to me. They are angry that men should have liked me. Their crazy jealousy caused them to make these charges against me."

Others expected to remain if they could "get a job" when they completed high school and if their health permitted. Of the 41 per cent who were contemplating leaving Bismarck 11 kinds of professional people and artists were included. Mr. Clark pointed out that as a result of the statistics Bismarck stood to lose something like \$150,000 on an investment.

Suggestions For Betterment.

In answer to what might be suggested for the improvement of Bismarck, answers were overwhelmingly in favor of more and better parks, supervised playgrounds for boys and girls, community center, more recreational facilities.

Y. M. C. A. building, a W. C. A. building, skating rink, slides, public tennis courts, and more amusements for boys and girls. About 90 per cent of the replies suggested increased recreational facilities as the panacea for the ills of Bismarck.

The speaker pointed out that these replies alone indicated what he meant by "educating a community."

"The Duty of the Engineer Toward Education" was the theme which Miss Stratton developed. She said that the two duties the engineers owed to North Dakota were to aid in making the school curriculum more practical and to assist in blotting out illiteracy. She stated that the latter could be accomplished by the enforcement of school attendance and the education of the adult illiterates.

Equality of Opportunity

Pratt Savvik emphasized the importance of equality of opportunity education. He said that while the country schools were inadequate and teachers lacking in training, the reason for this was because the people did not want any better. They did not even allow their children to attend regularly when school was in session. The importance of this, he said, could be seen when it was known that only 10 per cent of the children who entered the first grade of the schools entered high school. Only per cent of children get all education they ever get in the grammar schools.

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Giant's Funeral

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Block and Tackle

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house to have appropriation for Deadwood, S. D., appropriation bill included in treasury appropriation bill. Chairman Madden of appropriation committee said Deadwood office been ordered left out on information that its business did not justify continuance.

Anoka, Minn.—Lester Fosgren, 11, who confessed to opening switch and wrecking Great Northern freight train Nov. 26, which resulted in death to two trainmen, sentenced to state reformatory. Sentence suspended and boy placed in custody of father.

Fargo, N. D.—Fargo rate case hearing, in which city seeks lower railroad rate structure, ended Interstate Commerce Commission will announce decision after going over evidence.

London.—Dr. Karl Wirth, former German Chancellor, plans a tour of the United States next year, it was learned.

Washington.—An official statement by Japan showing progress made toward scrapping naval vessels under the Washington treaty was made public by the state department.

Dublin.—A main train was attacked, set on fire and the engine started by armed men. The passengers jumped to safety.

Indianapolis.—Alvin M. Owsley, national commander of the American Legion, asked that steps be taken to prevent what he said was a plan for the German Crown Prince to visit America soon.

Baltimore.—Two steamers collided in the harbor and one woman was killed and several persons injured in the streets during a dense fog.

ILLEGALITY BY OFFICERS NO EVIDENCE BAR

(Continued from Page One)

ted by section 18 of our Constitution.

Can Break In Any Home.

He added that: "If the officers can lawfully do what they did in this case, they can with no more right, reason or authority break into any home in the state on any pretext at any time, day or night, without any reference to the sanctity of the home or the constitutional guarantee that surrounds it. It is unlawful to manufacture, sell or give away intoxicating liquors; it is contrary to the laws of this state and those who do so should be arrested and punished according to law, but in doing so those charged with the enforcement of the law must proceed according to the law and the Constitution just the same in that class of cases as in the prosecution of those charged with other criminal offenses."

Judge Robinson, dissenting, held the statute preventing the manufacture of liquor for any purpose is in direct conflict with the first section of the Constitution which provides: "All men have a right to acquire and possess property and to pursue and to obtain safety and happiness."

Holds Liquor Is Property.

"Now liquor is property," he said. Continuing he said: "Since every man has a right to acquire and possess property, the defendants had a right to acquire and possess liquor property. The state may regulate the use of property and traffic in liquor and in milk, but it may not penalize anyone for possessing milk or liquor. It is a maxim of law that everyone must use his own property so as not to injure another. That is a universal law; it is good everywhere and at all times. The state had a right to abolish the saloons and abolish the liquor traffic, because it became a nuisance and menace to society, a destroyer of property and a promoter of crime and idleness. And to some extent, for like reasons, it may restrain the traffic in tobacco, cigars and regulate the traffic in tobacco, cigars and games that lead to idleness, poverty and crime."

He said that "manifestly the law of civil liberty did not bar Robinson (crusoe from his natural right to make and use wine and strong drink."

He said, however, that one must observe the properties of life and "he must not appear in a nude or drunken state, like Noah after the flood."

He added that "for turning grape juice or water into wine, the very thing that was done by Christ himself, the penalty is equal to that for a horse thief."

2,500 ARE HOMELESS IN ASTORIA, ORE.

(Continued from Page One)

When flames threatened the city jail the doors were open and about 2,500 prisoners were released. The jail docket disappeared some time during the day and no record of the male factors could be found.

Prisoners from the county jail were released when flames seemed to threaten that structure. Three convicted men said to be awaiting transportation to the state penitentiary added, District Attorney Erickson in removing law books and furniture from his office. Indications are that all his prisoners could be found at any time by the sheriff.

DULUTH TRAFFIC MAN OPPOSES FARGO'S CLAIMS

(By the Associated Press)

Fargo, N. D., Dec. 8.—F. E. Kiser, traffic manager of the Duluth Commercial Club went on record as emphatically opposed to any reduction of rates from the east to Fargo at the hearing of the Fargo rate case this morning. Mr. Kiser stated that there were many cities in Minnesota and South Dakota that were more logical as distributing centers than Fargo.

He maintained that Fargo was located on the border of a one-crop territory, that in the past this one crop had been a practical failure in many years and that the density of the consuming territory tributary to Fargo did not warrant the rates which Fargo was seeking.

He said that Fargo had made a phenomenal growth in the past 20 years and maintained that this was due in large measure to Fargo's present rate adjustment. He admitted on cross examination that Fargo must have some "abnormal advantage" aside from rates, to account for its growth.

"Fargo has now a much better adjustment than it is entitled to," said Mr. Kiser.

EYELET EMBROIDERY

English eyelet embroidery is again very popular. It is quite probable that we will find fine collars and cuffs appearing more frequently on our frocks this coming season than they have for many past ones.

Christmas and Holiday Cards

We will engrave or print them for you. Now is the time to place your orders. Samples submitted upon request.

Business houses of all kinds will find this appropriate advertising. Send the holiday greeting in the most approved way—a printed or engraved card.

For the individual wishing a more personal message we have a most attractive line of samples.

COME IN AND SEE OUR LINE OF CHRISTMAS AND HOLIDAY CARDS.

BISMARCK TRIBUNE Job Printing Dept.

SCHUMANN-HEINK Met Early Success



MME. SCHUMANN-HEINK

By NEA Service

New York, Dec. 8.—Mme. Ernestine Schumann-Heink, who is reported seriously ill from bronchial pneumonia in her Garden City, L. I., home, is known to music lovers as perhaps the world's greatest contralto. But veterans of the World War will say she surpasses even that honor by being the world's greatest war mother.

For Schumann-Heink, with four sons in the American service, and one drafted into the German navy, appointed herself mother to all soldiers in America and France during the war. Her singing and personally cheered them up, and her sympathy for the allies put added life patriotism into the fighters.

This feeling, Schumann-Heink herself has professed, came from her gratitude to America. It was America that established her fame, she always said.

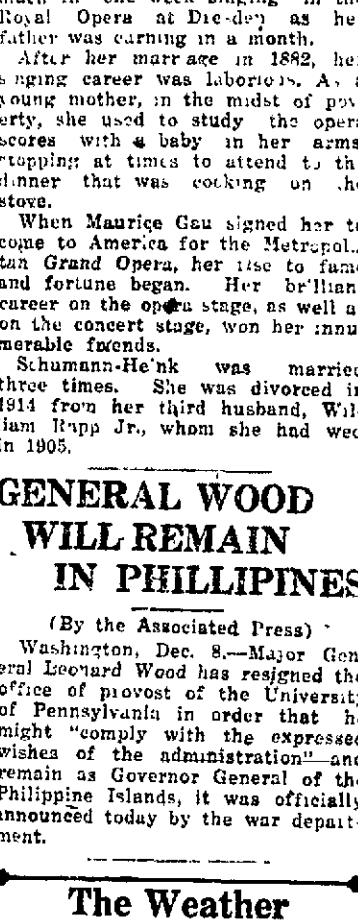
The famous prima donna was born at Lieben, near Prague, Austria, June 15, 1861. At an early age she was discovered to be a singer of remarkable talent, and her training started. At 16 she was making as much in one week singing in the Royal Opera at Dresden as her father was earning in a month.

After her marriage in 1882, her singing career was laborious. As a young mother, in the midst of poverty, she used to study the opera scores with a baby in her arms, stopping at times to attend to the dinner that was cooking on the stove.

When Maurice Gau signed her to come to America for the Metropolitan Grand Opera, her rise to fame and fortune began. Her brilliant career on the opera stage, as well as on the concert stage, won her innumerable friends.

Schumann-Heink was married three times. She was divorced in 1914 from her third husband, William Rapp Jr., whom she had wed in 1905.

Befriends Unwed Mother



Mrs. Frank G. Warren

Mrs. Frank G. Warren, shown above, of Kansas City, has taken into her home Nancy Jordan, an unmarried English mother who with her child had been kept from this country by immigration authorities until she found a home. Mrs. Warren learned of the girl through Warren, her divorced husband, shown below, who had met the girl in London during the war.

GENERAL WOOD WILL REMAIN IN PHILIPPINES

(By the Associated Press)

Washington, Dec. 8.—Major General Leonard Wood has resigned the office of provost of the University of Pennsylvania in order that he might "comply with the expressed wishes of the administration" and remain as Governor General of the Philippine Islands, it was officially announced today by the war department.

The Weather

For twenty-four hours ending at noon today:

Temperature at 7 a. m. -20

Temperature at noon -5

Highest yesterday 8

Lowest yesterday -14

Lowest last night -21

Precipitation 0

Highest wind velocity 6

For Bismarck and vicinity: Generally fair tonight and Sunday; not quite so cold.

For North Dakota: Generally fair tonight and Sunday; not quite so cold.

Weather Conditions

High pressure overlies [Alberta, Saskatchewan, Manitoba and the upper Missouri and Mississippi valleys. Over this region low temperature prevails. In the extreme northwest an area of low pressure is approaching and will result in rising temperature tonight and Sunday.]

ORRIS W. ROBERTS, Meteorologist.

SPORT BRIEFS

New York.—Dwight F. Davis, Washington donor of the Davis cup, was nominated president of the United States Lawn Tennis association.

Toronto.—Bobby Eber of Hamilton, bantamweight, defeated Patsy Wallace of Philadelphia, in a match billed as for the Canadian bantamweight championship p.

The Challenge of the Bootleggers

A saturnalia of bootlegging seems to be no exaggerated phrase to describe the startling state of affairs to which the Administration calls the nation's attention. Inspired Washington dispatches tell us that the present Prohibition enforcement methods are "debauching and debasing the entire country" that the President is "deeply concerned over a belief that the moral fiber of the American people is deteriorating through the open disrespect shown for the effort to enforce Prohibition;" and that "the growth of bootlegging, the temerity of rum-runners, and the serious insinuations against Federal enforcement officers have been worrying the Administration for some months," until finally "With Prohibition enforcement recognized as on the verge of absolute collapse in four States and in a condition of serious demoralization elsewhere in the country, President Harding considered today the issuance of a solemn public appeal to all good citizens to discourage bootlegging as a last resort to administer the law."

"One way to make Prohibition prohibit," declares the New York Evening Post, "would be to arrest some of the prominent and respectable people who buy what the bootleggers sell."

The leading article in The Literary Digest this week takes up the subject of the enforcement of the Prohibition laws and presents the opinions of leading newspapers as to ways and means.

Other news-features of current interest and importance are:—

- Democratic Plans to Win Next Time
- How the French-American Romance May Be Renewed
- To Curb Reckless Aviators
- Whence Comes the Virtue of Cod-liver Oil?
- Hearing Two Thousand Miles With a Home-made Radio Set
- An Anglican Move Toward Rome
- A Neighborly View of Woodrow Wilson
- Personal Glances
- Many Interesting Illustrations, Including the Best of the Humorous Cartoons.
- Loaves and Hates of the Circus Elephant
- Governor Allen's Court Threatened
- The Test of the Irish Free State
- How Not to Catch Cold
- Mr. Hoxie's Talking Film
- Stories That Reveal Berdhardt
- Eastern Culture Draining the West of Ministers
- Anarchism and Cruelty—The Soul of the Russian Peasant
- Topics of the Day

The Season's Screen Novelty

Over one thousand leading theaters are now showing the humorous motion picture, "Fun From the Press." New bookings are being signed as fast as salesmen can cover their territory. And this, real laughmaker is just three months old. But no wonder!

"Produced by The Literary Digest" has been an assurance to millions of photoplay fans of a superior product. For more than thirty years The Digest has been an accurate barometer of the public pulse.

So, "Fun From the Press" is the happiest, jolliest collection of rapid-fire mirth presented on any screen. There's a laugh in every flicker of the film. It's the cream of clean humor. If you've missed the first releases, surely see the next. Watch for it every week at your favorite motion-picture haunt. "Fun From the Press" is Produced by The Literary Digest; W. W. Hodkinson Corporation, Distributors.

Get December 9th Number, on Sale To-day — At All News-dealers — 10 Cents

The Literary Digest

Fathers and Mothers of America

Why not make sure that your children have the advantage of using the Funk & Wagnalls Comprehensive and Concise Standard Dictionary in school and at home? It means quicker progress.

Ask Their Teachers

THE BISMARCK TRIBUNE

Entered at the Postoffice, Bismarck, N. D., as Second Class Matter.

GEORGE D. MANN

Editor

Foreign Representatives
G. LOGAN PAYNE COMPANY
CHICAGO
Marquette Bldg.
NEW YORK
PAYNE, BURNS AND SMITH
Fifth Ave. Bldg.

MEMBER OF THE ASSOCIATED PRESS

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SUBSCRIPTION RATES PAYABLE IN ADVANCE

Daily by carrier, per year.....\$7.20
Daily by mail, per year (in Bismarck).....7.20
Daily by mail, per year (in state outside Bismarck).....5.00
Daily by mail, outside of North Dakota.....6.00

THE STATE'S OLDEST NEWSPAPER
(Established 1878)

LET THE HUBBUB CEASE

The hubbub caused by the calling of a grand jury in Burleigh county was short-lived. Judge Coffey was very clear in his decision that the grand jury call prepared by the attorney-general's office was not in form according to law, but that he was less clear he still would have been justified in his decision. Credit is due him for his clear vision unclouded by local atmosphere and feeling and his action is endorsed generally by the community. It would have been very unfortunate had the grand jury been allowed to proceed to incur great expense and bring indictments if there was the slightest chance of the work being nullified by the high court. There was no excuse for the work not being done right in the first place.

Grand juries are rare in North Dakota—rare because the statutes provide ample machinery under which law violators may be punished and because of the time and expense involved. Many states have abolished the grand jury system already as archaic. Usually when a grand jury is called, it is for some emergency purpose. Usually officials state clearly the general purpose. But in this instance the public officially was allowed to remain in the dark. Of course, it was understood why the action was desired by the people.

But the point is that there was ample machinery under which to proceed against any law violators without a grand jury. It was the duty of officials to watch the elections. There were, it was understood, private detectives employed. If half the statements heralded about were true there was ample ground for action. But the very fact that a grand jury was sought was sufficient to make pertinent the question of whether or not the agitation resulted from disappointed politicians or from a real desire to serve the community.

The Tribune has previously refrained from commenting upon the grand jury call. Free and full play by the authorities was not interfered with, so far as this newspaper was concerned.

To oppose now the calling of a new grand jury is not to oppose violations of the election laws or any other law. The sanctity of the ballot box is a bulwark of law and order. Wilful violations ought to be stopped. We must have clean elections. But it is just as essential that political quarrels shall not be carried on at public expense nor elections contested in this manner.

Doubtless many good citizens who signed petitions asking for a grand jury did so from sincere and lofty reasons. Nor is it the slightest criticism of them to call attention again to the danger of "government by petitions." It is quite true that not many citizens have understood clearly the intricacies of legal machinery. Many did not realize that there is method in law for doing what the grand jury was called to do. We are prone to sign petitions at the request of an acquaintance, and in these busy days the average man does not have time to listen to detailed explanation or to make investigation. The opportunity for misrepresentation by the circulator, whether wilful or through excess of zeal, is great.

Let us hope the grand jury agitation ceases. There was and is ample machinery to enforce the law. The grand jury caused the finger of shame to be pointed at Bismarck by citizens of other cities; it has caused much useless expense; it has encouraged the suspicion and hate of which we have already too much in Bismarck.

WHEN YOU BUY

There's one retail store for every 40 families in America. William G. Shepherd tells this to a convention of advertising men.

One groceryman in 20 fails each year. In the long run, according to John Wanamaker, only one man in 25 who goes into any kind of merchandising makes a success of it.

A fine thing to be in business for yourself—your own boss. But do a lot of thinking before you try it.

If you, later on, start a store, what/line of goods should you select, to make you the most money? This is your first thought, and an important one.

But the number of dollars taken in by a merchant does not always determine how much profit he can make.

On the average, says Shepherd, to run a store takes 17 cents out of each dollar received by the grocer. Similar figures are: 19 cents on \$1 for butchers, 25 cents for hardware dealers, 24 cents for clothing sellers and 26 cents for shoe dealers.

The figures vary, according to the amount of sales. As a business grows, overhead expense is carried on the shoulders of an increasing number of dollars. This means, less overhead for each dollar to carry—provided overhead doesn't increase at a faster rate than gross sales, which it often does.

Shepherd calls America "a nation of counter jumpers." One worker in each 10 is engaged in selling something. And two-thirds of these 3,000,000 sales clerks are engaged in selling food and clothing.

For each three farmers, there's one person behind a counter. For each four factory employees there's a store clerk or a store manager or a store owner, selling the things produced.

The trend seems to be toward a point where every one will be distributing commodities, nobody producing.

That point, of course, never will be reached. But the tendency toward it is strong enough to emphasize that our greatest problem of economics is one of distribution rather than production.

EDITORIAL REVIEW

Comments reproduced in this column may or may not express the opinion of The Tribune. They are presented here in order that our readers may have both sides of important issues which are being discussed in the press of the day.

AMENDING THE PROCEDURE

Some comment is being made in the direction of changing the time of the inauguration of presidents of the United States, and also the time when a newly elected congress shall convene. The house judiciary committee has under consideration a proposed constitutional amendment for this purpose. It is proposed that the new president shall take office on the third Monday in January. Instead of on March 4, as at present, and that the first session of the new congress shall begin also in January, the December session of the old congress to be eliminated. Suggested amendments to the text of the proposed new constitutional provision make certain changes, so that at present there is a conflict in dates between the inauguration of the president and the convening of the congress, and also in the general features of the plan.

Another feature which is sought to be incorporated in the new plan is that of electing presidents and vice-presidents by direct popular vote.

There has long been need for changes of the general character proposed relating to the time when presidents and members of congress shall begin their terms, and also to the time of holding congressional sessions. Under the present arrangement the new president is elected four months before he takes office. This is true of members of congress. But the regular session of the new congress does not begin until thirteen months after election. Usually this has been overcome in recent years by the calling of an extra session soon after March 4, which is a clumsy expedient.

Perhaps a more important feature is the fact that the final session of the outgoing congress is held after the new members are elected, and before they begin the discharge of their duties. This gives rise to an utterly illogical and indefensible condition, especially when the complexion of congress is changed by the November election. In that case the retiring congress, whose policy has been in effect, is left in power for an entire winter after the people have voted in favor of a different policy. There is unjustifiable delay in putting the new policies into effect, and it is quite possible that the old congress may take action which will obstruct the policies for which the people have registered their decision.

The manner of electing the president and vice-president has also been severely criticized. The electoral college is, and has been since the earliest years of the nation, a useless piece of machinery. The intent was that each state should elect representatives to a central body, and that this body should actually use its own discretion in the election of the two highest officials of the nation. This has never been done. Presidential electors are elected for the purpose of casting the votes of their states for presidential candidates who have been decided on in advance. The votes are always cast, and for them to be cast in any other way would result in intolerable confusion.

The electoral college could be eliminated without changing in any way the principle on which we proceed in the election of presidents. The essential principle is that the states shall be entitled to votes equal in number to the number of their senators and representatives together. In that we have the representation of the sovereignty of the state for which the smaller states have always contended, and which gives them numerical advantage. That principle could be retained, and the electoral college be eliminated by providing that the people in each state should vote directly for president and vice-president. Instead of for electors and that each state should be certified with the same number of votes now cast by its presidential electors. All that would be necessary for North Dakota, for instance, would be for the proper officer to certify to Washington that the state casts its five votes for Dask for president, and Blank for vice-president.

The election of these high officials by a majority or plurality of the total vote at large would be a different matter. Under that arrangement the smaller states would be deprived of some portion of the numerical advantage which they now have, which is an element to be considered. There would be, further, a stronger incentive for illegal election methods in some districts than now exists. It is taken for granted that South Carolina, for instance, is going Democratic. That fact being accepted, it makes no difference in the general result what the Democratic majority in that state may be. But in an election at large by popular vote, every vote in every state counts, and if means were used in South Carolina to put on a big Democratic majority which was questioned in other states, unpleasant complications would result.

If presidents and vice-presidents are to be elected at large by a preponderance of the popular vote, the direct supervision of all such election by the federal government will be necessary. There is no escape from that. That authority of the sort can be accomplished without overcoming the determined opposition of all the southern states is not within the possibilities. —Grand Forks Herald

BEAUTY.

Many of the smartest beauties are adding courses in physical culture and have incorporated a wide reducing exercises. The theory is that a woman must have a figure as a foundation for beauty.

A NICE JOB FOR THE UMBRELLA FIXER



Triumphs of M. Jonquille

by MELVILLE DAVISSON POST
© 1922 NEA Service, Inc.
THE TRIANGULAR HYPOTHESIS

BEGIN HERE TODAY

The mysterious man, DERNBURG PASHA, citizen of the Turkish Empire, has been murdered in Paris and the Ottoman Government demands reparation for his death. M. JONQUELLE, greatest of French detectives, found that Dernburg met his death in the library of his home, his throat was slashed and the white squares in the checkerboard floor were spotted with blood—apparently the trail of the escaping assassin.

The Turk Envoys called on Mr. Jonquille.

"What was Dernburg doing in Paris?" M. Jonquille demanded.

CHAPTER II
The Envoy's eyes narrowed. He looked at Jonquille a moment as if at a futile inquiry.

"I do not," he said. "What was his mission in Paris, monsieur?" "You will be surprised to learn it," continued the Prefect of Police. "Dernburg was undertaking to falsify a work of art. It was a very remarkable work of art, and one of value. The persons who originally produced this work of art expended a great sum of money to perfect it. One could make a fortune out of it. Dernburg knew this. He had thought about it for a long time. He had conducted a great number of experiments. Finally he was satisfied that the thing could be successfully done, and he came here from Stamboul, took this abandoned house in the Faubourg St. Germain, brought with him his devices, and prepared to undertake the great thing which he had in mind. Then, monsieur, before the thing could be accomplished, the mysterious visitor appeared; and this morning Dernburg is dead."

It was evident that the Oriental was profoundly puzzled. "I do not understand you, monsieur," he said. "You say that Dernburg Pasha had perfected a method by which he intended to falsify a work of art?"

"Yes, monsieur." "Then he was called upon by one who knew of this method and wished to rob him of it?" "No, monsieur." "Then by those to whom the original of the art belonged, and wished to prevent this falsification?" "No, monsieur," replied the Prefect of Police. "Dernburg Pasha's death resulted from a sense of despair."

Jonquille took his hand from his pocket, revealed the thing upon which his fingers had closed when he sat down to this conference. He opened his hand so that the thing was visible. It looked like a little square box of some white substance of marble or chalk or plaster. It was not larger than two inches square. It was, perhaps, an antique, much in the manner of a beveled edge, on the line where these pieces joined. The box had a heavy rubber band about it. It lay for a moment exposed in the palm of Monsieur Jonquille's hand.

"I have here," he said, "the thing that was the cause of this man's death. It was also the cause of his misfortune leading up to this fatal morning. It has been an obsession with him. In the German Empire he undertook this thing. His device was discovered, and he fled to Turkey. But he took his obsession with him, and when the war was ended he saw a method of getting an indemnity out of France with it. A method by which he could enrich himself at the cost of France. He worked out his plan carefully; he

came to Paris; he put this house, his ready to put in into of the man, unfortunately, for him, the mysterious visitor of last night appeared.

"Dernburg was shown, unscrupulous and frightened. But he was not hewed enough, and he was not frightened enough. The stranger, who came to see him last night, knew all about him, knew every detail of his activities, knew the big plan that he had in mind. He had watched him, had followed his career. He knew the very day that he came to Paris. He knew his object in taking this empty house in the Faubourg St. Germain. He knew every step of the secret arrangement which Dernburg had made for the carrying out of his scheme; and at the opportune hour he entered this house. These are the facts, monsieur, which I have accurately ascertained, which are true beyond doubt."

"And so," said the Oriental, "this mysterious stranger finally ran out of his scheme, and he killed him."

The Prefect of Police arrested the man's discourse with a gesture. "You travel, monsieur," he said, "a point beyond my conclusions. Do we know that this midnight visitor is the assassin? We must consider the evidences as they are presented to us."

"The evidences are conclusive of this fact," replied the Envoy, if circumstantial evidences can ever be conclusive of a murder. Here is the

opportunity, the quarrel, the dead man remaining in the library, blood-drops falling from the weapon on this drawing-room floor as he hastily crossed it, and the escape over the wall of the garden."

"But, monsieur," said the Prefect of Police, "where is the motive? The writers on the value of indicatory evidences, in the investigation of criminal cases, tell us that there should be time, opportunity and motive. The time, monsieur, and the opportunity are here, plainly indicated; but the motive? Where shall we look for that?"

The Oriental turned, as with an inspiration, in his chair.

"Why, monsieur," he said, "you spoke at considerable length upon the motive. You seemed to know it quite well. You conceal, as you have indicated, the somewhat mysterious evidence of it in your hand."

"Quite true, monsieur," replied the Prefect of Police. "But you will observe that it is I who am familiar with this motive. It is I who have what you are pleased to call 'this concrete evidence' in my hand. And that brings me to an interesting hypothesis with three phases to be considered. Let us consider them, monsieur! I name them in the order in which they occur to me: first, monsieur, that I killed him; second, that you killed him; and third, that the agency that killed Dernburg Pasha is no longer living in this world."

The Oriental turned suddenly, his face contracted and tense, but his voice firm.

"Very well, monsieur," he said, "whither do these suggestions lead you?"

Jonquille continued "In an even voice."

"To arrive at that," he said, "we must first consider the evidences which have led you to believe that Dernburg was killed by the man with whom he quarreled last night in the library. Now, if you please, monsieur, we will look a little at the indicatory signs."

He paused. "There is always this disturbing feature about circumstantial evidences, the trick of pointing in the direction that one is going. If one has a conclusion, one will find that the circumstantial evidences support it. You have a theory, monsieur, that this visitor was Dernburg's assassin, and I bid you observe how the indicatory evidences will turn themselves about in order to support the theory which I maintain. Take, for example, these blood-drops on the marble floor of the drawing room. In support of your theory, they have fallen by hazard from the assassin's knife in his flight, and you would cite them as confirmatory of your theory."

"Now, monsieur, I would cite them also as confirmatory of mine."

"You will observe that each of these seven blood-drops has fallen on the white square of this checkerboard floor. There is no drop of blood on a black square. Why, monsieur, should these drops appear only on the white squares? I consider that fact with my theory in mind, and I conclude that they so appear because the one who placed them there wished them to be seen. We cannot conceive that he would undertake to create evidence against himself. And it is beyond our conception of coincidence that each of these seven blood-drops—should, by accident, have fallen precisely on a white square when there was an equal number of black squares intervening. Therefore, monsieur, these evidences did not come by chance; they came by design."

He continued like one who recites the details of a formula: "I find my theory also confirmed at a further point. You explained to me when I inquired, that the assassin, when fleeing through this drawing room into the walled garden, had escaped by climbing over the wall, since the gate was closed up and had been so nailed up for a long time. Now, monsieur, I caused this wall to be examined. The whole of the top of it is coated over with dust. At no point has any of this dust been removed; consequently the assassin did not escape by climbing over the wall, for if he had undertaken to climb the wall at any point, his body, in that labor, would have removed the coating of dust. You see, monsieur, I do not find your indicatory evidences designed to support your theory. They seem rather conclusively to establish my own."

He made a vague gesture as though to dismiss the matter. "And so, monsieur, we find ourselves before the triangular hypothesis! Did I murder Dernburg Pasha, or did you, or was he, in fact, murdered at all?"

The Oriental looked at the man in a sort of wonder. "He was surely murdered," he said.

The Prefect of Police spoke like one in some reflection. "It is by no means certain."

"Not certain?" echoed the Envoy. "The man is dead!"

"One may be dead without having been murdered," replied the Prefect of Police. "It is possible that the hand that gave Dernburg Pasha his fatal wound is no longer alive in this world."

The Turkish Envoy made an exclamation of surprise. "You cannot mean that Dernburg Pasha was murdered by a dead man!"

The concluding installment of this adventure of M. Jonquille will appear in our next issue.

ADVENTURE OF THE TWINS
By Olive Barton Roberts

"We met Wally Woodchuck today," said Nancy to the Green Wizard.

"And what does he want?" asked the kind fairy gentleman, knowing how greedy Wally is and how he's always wanting something.

"He says he's got to a picnic in Bright Meadow and everybody is asked. And he is going to be in the fat man's race and wants you to send him a charm so he'll win the prize."

"Humph!" exclaimed the Green Wizard. He hadn't lived in the treetops for a hundred years or more for nothing. He had seen enough of all sorts of magicians to know that they were as lazy as all got out if you know how lazy that is.

"Ain't you going to give it to him?" asked Nick. "He'll be disappointed if you don't."

"Like all the fish people," declared the wizard a bit crossly. "That's why he's so fat. He never swims. I suppose I'll have to send him some sort of a charm, but I'll send him some good advice with it."

He went to his cupboard and took out a small object that looked like a stone. "Here," he said, handing it to Nancy. "Give him this and tell him it won't work unless he runs 10 miles before breakfast every morning and lives on one meal a day until the time of the race. Also he must work more and stop sleeping so much."

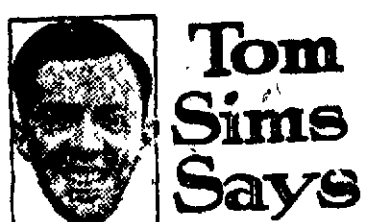
A week later a whistle sounded below the tree where the Green Wizard lived. Nancy and Nick (who were helping) and the kind fairy man looked down. And there was Wally as thin as a rail, but looking very happy.

"I won! I won!" he cried. "They put me in thin man's race instead of the fat man's race and I won. Do you want your charm back, Mr. Wizard?"

The Green Wizard laughed. "You may keep it, Wally," he called. "It's nothing but a plain stone. You won the race your self."

CUT-THIS OUT-IT IS WORTH MONEY

Cut out this slip, enclose with 5c and mail it to Foley & Co., 2835 Sheffield Ave., Chicago, Ill., writing your name and address clearly. You will receive in return a trial package containing Foley's Honey and Tar Compound for coughs, colds and croup; Foley Kidney Pills for pains in sides and back; rheumatism, backache, kidney and bladder ailments; and Foley Cathartic Tablets, a wholesome and thoroughly cleansing cathartic for constipation, biliousness, headaches, and sluggish bowels.



The most serious mistake on earth is being too serious.

What will you give your wife for Christmas? Let us suggest a box of the kind of cigars you smoke.

The height of ignorance is thinking you know everything.

A girl tells us none of her fellows will make a date with her because Christmas is so near.

Getting a \$40 bill is unlucky because there are no \$40 bills.

Now that college cheer leaders are idle they might get jobs cheering board of directors meetings.

If Harding is given as many turkeys Christmas as Thanksgiving there will be a turkey shortage.

Next year starts out with a better outlook than this year did and this years wasn't so very bad.

They are discovering ways to do everything fast except sleep fast.

Cheek to cheek dancing has boomed the razor business.

The man with a fake cure for racism will pull your leg.

A pork roast is expensive and a beef roast is expensive but neither is as expensive as roasting somebody.

Only a few more months until the first signs of spring.

A good hunter lets his conscience be his guide.

A wife advertises for her hubby, gone 12 years. Perhaps she sent him to match some ribbon for her.

Concrete facts are what make a state. Pennsylvania has just completed 100 miles of concrete road.

This may be an awful country; but in Warsaw, taxi drivers are allowed to charge what they please.

Oregon professor says teachers should know 4,000 words and the small boys say "Study this at home" should not be among them.

It is estimated that opening tin cans has cut too many fingers.

New safety razor works like a lawn mower. Now we need a clothes brush that works like a street sweeper.

Clemenceau says he favors a law prohibiting long skirts. We are against it because that would make them wear long skirts.

Rural photographers write to say since hunting buff he has made a fortune on six stuffed rabbits.

Christmas story: "Mama, what did that man bring, all wrapped up?"

A THOUGHT
For this case I how my knees unto the Father, of whom the whole family in heaven and earth is named.—Ephesians 3:14, 15.

God is law, says the wise; O soul, and let us rejoice.

For if He thunder by law, the thunder is yet his voice.

Law is God, says some; No God at all, says the fool; For all we have power to see is a straight staff bent in a pool.

And the ear of man cannot hear, and the eye of man cannot see, and the vision—were it not He? —Tennyson.

MORE ATTORNEYS
HIRE D. B. C. GIRLS

Two more young ladies from Dakota Business College, Fargo, N. D., were recently employed by law firms. They are Misses Kumbarsch and Peterson, the former going to Pierce, Peterson & Copley, the latter to C. D. Cravers of Carrington.

D. B. C. training its pupils for exacting legal work. Leading courts employ D. B. C. stenographers at good salaries.

Compare schools and "Follow the Success!" Get Success Magazine free by sending names of interested friends to F. L. Watkins, Pres., 806 Front St., Fargo, N. D. Write today for terms, etc.

Mr. May we have the pleasure of making your next suit? in our shop, at home.

We promise to give you perfect satisfaction and the best value in town. We're giving a retail service at a wholesale price and that means a positive saving of \$15.00 or more on any suit you buy.

A. V. PAPACEK
108 Third St.
Bismarck Bank Building.
Bismarck, North Dakota.

Social and Personal

Entertain with Charming 1 o'clock Bridge Luncheon

A charming 1 o'clock bridge-luncheon was given by Mrs. K. Kjelstrup and Mrs. O. Lundquist at the home of the former at 1224 Fifth Street yesterday afternoon. A profusion of yellow chrysanthemums, artistically arranged in vases and baskets about the Kjelstrup home, formed an appropriate setting for the party. Score cards and favors were carried out in shades of lavender and gold. Six tables of bridge were played with the honors going to Mrs. Joseph Breslow. Mrs. B. H. Harlinger of Mattoon, Ill., was an out-of-town guest at the party.

Preparation For Annual Ball Started

Preparations were started today for the annual New Year's ball of the McKenney hotel. It was announced today. Because of the elaborate nature of the plans much time is required to work out the details of handling the big event. Under present plans the ball will be held on Saturday night, Dec. 29, in the hotel and Patterson hall, with special music, dinner and carnival features to celebrate the advent of the year 1923. The affair, which always brings large numbers of out-of-town couples to Bismarck, is expected to also be attended by the advance guard of the legislative session, and will mark the beginning of the increase in social activities during the months of the session. Preparations are to be made for an attendance equal to last year, over 600 people being present then.

Give Dinner for Dairy Commissioner

In honor of Bernt Helgass who has handed in his resignation as assistant dairy commissioner to take effect the first of the year, Mr. and Mrs. Robert F. Hine entertained the members of the state dairy department and their families at dinner at the Grand Pacific last evening. After dinner the guests repaired to the apartment of Mr. and Mrs. R. M. Gross, Rose apartments, where the remainder of the evening was spent at cards. Those present were Mr. and Mrs. R. M. Gross, Mrs. William M. Lockhart, Mrs. Sadie O'Connor, Miss Veronica Dodd, Robert J. Flint, Jr., A. G. Prager, Bernt Helgass, and William R. Page.

Give Dinner for Miss Thrums

A 6:30 o'clock dinner party was given last evening by Mrs. Phil Elliott in compliment to Miss Violet Thrums who is leaving shortly for Oakland, Calif., where she will join her mother. The guests were the young women employed in the offices of the state tax commission with which Miss Thrums has been connected for several years past. Covers were laid for nine guests in the dining room which was lighted with candles. The honor guest was presented with an ivory clock as a going away gift from her friends. Social conversation and sewing were the diversions of the evening.

M. B. A. ELECTION OFFICERS. At the meeting of the Modern Brotherhood of America Thursday night the election of the following officers for the year took place: R. W. Datzman, president; R. E. Chandler, vice president; Grant Marsh, secretary and treasurer; Clara M. Brauer, chaplain; W. E. Cleveland, conductor; Roy Hartley, watchman; John A. Gussner, scribe; Dr. C. E. Stockhouse, physician; R. E. Chandler and Roy Egge, trustees. After the business meeting a social program was enjoyed.

BIRTHDAY ANNIVERSARY. A number of friends of Miss Esther Agre gathered at her home on 515 Seventh street last evening to help her celebrate her 18th birthday anniversary. The evening was spent by the guests in playing games and singing music. A birthday dinner was served during the evening, a large birthday cake with 18 candles forming a centerpiece for the table. Miss Agre was presented with many beautiful gifts by her friends.

REPORT ON RUSSIAN RELIEF DRIVE

A total of \$55,597 has been reported in the recent Russian Relief drive which was put on in Bismarck under the direction of Dr. F. B. Strauss as chairman. Dr. Strauss stated that he wished to thank all the members of the committee and the citizens for the generous way in which they responded to the call for help.

ANNOUNCEMENT OF MARRIAGE. Announcement has been made of the approaching marriage of Miss Doris Fisk of Minot and Earl R. Draper of Dickinson. The wedding will take place at the home of the bride's father, Judge C. F. Fisk of Minot on New Year's Day. Judge Fisk was former justice of the North Dakota supreme court. Miss Fisk spent a number of years in Bismarck where she is well known.

CATHOLIC DAUGHTERS MEET. The Catholic Daughters of America will meet Monday evening at 8 o'clock at St. Mary's auditorium when election of officers will take place. All members are urged to be present. After the business meeting a social hour will be enjoyed.

Mrs. G. Wiedemeier of Harvey, is spending several days visiting friends in Bismarck.

SUBTLETY IN WRAPS



The short woman must have subtlety about her dress. Heavy, lumpy-looking wraps and flat hats do not bring out the best in her personality. These coats illustrate the point. The sport model gives no distinction to the wearer, but the black one with the panels, collar and cuffs of fur makes a stunning figure of her. The hat, too, with its high feathers, adds some six inches of deceptive artistry, while the other hat actually subtracts an inch or so, as well as giving a too-round appearance to the face.

YOUNG MAN LODGE. The Yeoman lodge will hold its regular meeting Monday evening at 8 o'clock at the K. P. hall. At the conclusion of the business meeting refreshments will be served.

SPEAKS AT SCHOOLS. Miss Gertie Hugen, secretary of the Tuberculosis association, spoke to the children at all the schools yesterday on the subject of prevention of tuberculosis.

LEAVING FOR CHRISTMAS. John Caulfield, secretary of the local water company, will leave this evening for St. Paul, Minn., to spend Christmas with his family and to look after business interests.

M. W. A. CAMP. The Modern Woodmen of America camp No. 414, will meet in the K. P. hall Wednesday night at 8 o'clock when election of officers will take place.

CALL TO ST. PAUL. Mrs. George B. Newcomb left last night for St. Paul, where she was called to the home of her aged father who is reported to be seriously ill.

ROYAL NEIGHBORS. The Royal Neighbors of America will meet at the K. P. hall Wednesday night.

COAT FOR THE SLENDER



The winter coat is always a problem, but it is a particularly difficult one for the frail, fragile girl who is so lovely in light, pastel colors and summer frocks and so overwhelmed by heavy dark garments. The correct and incorrect models pictured here illustrate the point. In one, the wearer looks plainly "sketchy." Her neck flaunts its boniness and her figure upholds the general unattractiveness of contour. Her worst points are flaunted instead of softened and subdued. In the heavier coat, with the up-standing collar, her figure seems more filled out and her personality emphasized. The rounded, smooth turban with its gold fringe adds a touch of piquancy to the whole. The coat, however, which is so unattractive on her would just complement some types of feminine loveliness, and the one she wears so well would detract from the charm of a more vivid type.

a representative of the Near East Relief association will lecture on her travels in Turkey and Syria. The club members are urged to be present and bring their friends. The time is 8 o'clock.

SUNSHINE CLUB. Mrs. O. H. Will was hostess to the members of the Birthday club at the home of Mrs. Worth Lumry yesterday afternoon.

ARCHDEACON COMING. Archdeacon Martyn will be in Bismarck Sunday for both Sunday school and morning service at St. George's church.

Paul W. Heupel of McClusky stopped over in Bismarck yesterday on business.

Olaf G. Shelly of Kintyre, was a business caller in the city this morning.

E. J. Pletan of Dunn Center, was a business visitor here yesterday.

George D. McDowell of Jamestown, was a city visitor this morning.

CITY NEWS

St. Alexis Hospital. Sebastian Schmitt of Blue Grass, and Mrs. D. W. Smith of Bismarck, have entered the St. Alexis hospital for treatment.

Mrs. William Murdock and baby boy of Glenrose, P. E. Hoffman of Bismarck, Gust Scherer of Bismarck, Albert Curia of Minot, Master Mich Kuchman of Gorman, Charles Cedersstrom of McKenzie, have been discharged from the hospital.

Bismarck Hospital. Miss Barbara Werth of Lehr, Mrs. H. W. Middaugh, of Landford, Mrs. J. A. Erickson of McLaughlin, S. D., Arthur Meyer of Baldwin, Mrs. J. F. Chesak of St. Anthony, Mrs. F. F. Bickel of Herried, S. D., Mrs. Louis Larson of Douglas, Mrs. Jonathan Pederson and Miss Dagmar Pederson, both of Almont, have entered the Bismarck hospital for treatment. Miss Edna Brecht of Golden Valley, Misses Marie and Ellen Trapp of Big Stone, S. D., John Hintz of Hebron, Mrs. W. B. Ziegler of Hebron, Mrs. Marie Lungeno of Edinburg, Carl Hill of Roseville, William DeLabarre of Glen Ullin, O. G. Olson of Van Hook, and Mrs. John Gieser and baby boy of Bismarck, have returned to their respective homes after being under treatment in the hospital.

LEAVING CITY. Mr. and Mrs. Sam H. Clark expect to leave for Minneapolis, Minn., where they have purchased the Graham home to take up their residence. They will spend the remainder of the time they are in Bismarck at a hotel. Mr. and Mrs. William Langer will move into the Clark home on Avenue A the latter part of next week, and Mr. and Mrs. W. S. Stratton will move into the Langer house on the same street Saturday.

Exchange War Stamps Now at Full Value for Gifts That Last, at Bonham Brothers.

AT THE MOVIES

THE CAPITOL. Irene Castle, who will be seen here next week in "Franch Heels" at the Capitol theater, for two days beginning Wednesday, is the latest and most popular sensation of New York's brilliant night life. And don't for a minute think that because there is prohibition in the United States, that New York's old night life has disappeared. Quite the contrary. The New York crowds feel that the Government can take away its wine, but it can never take away the spirit that makes New York the pleasure headquarters of the world.

Always there are new sensations that keep the old spirit keyed up to the highest possible pitch. The latest sensation is Irene Castle, the same Irene who was the hit of New York a few seasons ago. Not an instant older and, if possible, brighter and more vivacious than ever, Mrs. Castle is the beacon that nightly attracts hundreds of pleasure seekers to the New Knickerbocker Grill at Forty-second street and Broadway.

Mrs. Castle's act at the Knickerbocker opened in November. From the very start the crowds at the Grill were larger than ever before. During December the demand for tables increased, and indications now are that Mrs. Castle will remain at the Knickerbocker until Spring is ushered in.

THE ELTINGE. Lionel Barrymore, hero of "The Copperhead," and Seena Owen, a charming actress, will be seen in "The Face in the Fog," a Paramount-Cosmopolitan production at the Eltinge theater Monday.

The story deals with the adventure of Boston Blackie Dawson, a reformed crook, crossed by Jack Boyle, in circumventing the plots of a band of Russian criminals to rob the Duchess Tatiana of her jewels. While some of the scenes presumably transpire in Russia, the action generally is confined to New York. There are many thrilling moments in the development of the story. The supporting cast, including Lowell Sherman, Louis Wolheim, Mary MacLaren and George Nash, is of a high order of merit.

Turkey dinner will be served at Elks Sunday, between 5:30 and 7:30. 75c a plate.

Dance at Coliseum tonight.

DEPENDABLE AUDIT SERVICE

PLATO KNAUSS Certified Public Accountant BISMARCK, N. D. Constructive Accounting. Phone 644M

CAMEL HAIR CLOTHES FAD RESULT OF SHEIK CRAZE

It isn't to be assumed that camel's hair cloth has even the remotest connection with camels. It is all-wool, considerably more than a yard wide, sand-colored (desert sand, perhaps) and is very warm.

Topcoats with large patch pockets, separate skirts, tailored one-piece frocks and tailored two-piece suits are made of camel's hair.

Leather applique seems to be the most appropriate trimming, though the dresses are sometimes piped with the same material in brown, red or henna.

Raccoon, of course, is the fur used for the shawl or choker collars. Careful tailoring and cutting are essential to the smart simplicity of these garments as the fabric is unusually elastic.

72 ENROLLED IN ILLITERACY NIGHT SCHOOL

An enrollment of 72 members is reported in the night school class at the state penitentiary which has been reorganized for the winter session with J. L. Cahill, former member of the board of administration, in charge and inmates at the institution acting as instructors.

Members of the classes range in age from 24 to 73 years. Of this number 15 are in the class of illiteracy. At their meeting last night Mrs. Alma Kjelland Kerr, relief worker in the Near East who is now in North Dakota, spoke briefly before the class on her work in the devastated regions of the east, and Miss Alice Fisher of Valley City, formerly connected with the normal school of that city, spoke on the value of education.

"Country Life Readers," written by Mrs. Cora Wilson Stewart for use in her Moonlight schools, are being used as text books in the illiteracy work.

The night school being conducted by members of the Business & Professional Women's club at Wachter school has an enrollment of 10 students. Most of these are the section men, some of whom have been in the United States for 14 years without having an opportunity for attending school. They are chiefly of Armenian and Mexican nationality. A number in the class read and write in their own language but do not read or write in English.

Attending the night school which is being conducted under the auspices of the state and board of education, at Will's school under the direction of Principal Ella Casselman are 18 men and women who meet regularly Thursday and Friday evening when two classes are conducted. Members of one class are learning to read and write the English language, members of the other class are studying citizenship in which the Declaration of Independence and Constitution are the works studied. The law recently passed by the federal government which requires that any

Agate Sale Xmas Gifts

Choice pieces of striped or spotted Moss Agate in the following pieces:
Ladies dinner Rings.....\$4.00
Four Stone La Valliere.....7.50 (without chain)
10K Solid Gold Chain.....3.00
Single Pendant.....2.00
Brooches.....4.00
Tie Pins.....3.00
Ladies dinner Rings.....6.00 (Choice Moss Markings)
Gent's Rings.....10.00 (Choice Moss Markings)
All Jewelry 10K Solid Gold. Satisfaction Guaranteed or Your Money Back.
WE PAY POSTAGE.
THE MONTANA GEM SHOP.
Box 553 Miles City, Mont.

THE "GLACIER PARK FIVE" Orchestra—including a Singer. Is Available for Parties or Dances Three Nights each week. For Particulars Phone 891R or Write Box 121

NEW FISK PATTERNS Received Today.

Satin and Fur Flowers, and Metallic Embroidery combinations. Prices \$20.00 and up.

COME EARLY. NIELSEN'S MILLINERY and Waist Shop.

Special For Monday & Tuesday Shampoo and Curl 50c

Marinello Shop Phone 896



woman of foreign birth, 18 years of age or over, who desires to become a citizen of the United States must make independent application for citizenship papers. In the past a woman of foreign birth automatically became a citizen if she married an American citizen or was the wife of a man who was naturalized.

COUGHS AND COLDS IN WINTER. Indoor sedentary life in winter has a direct bearing on the prevalence of coughs and colds. Keep the bowels active and overcome constipation with Foley Cathartic Tablets. Colds, coughs, croup, throat, chest and bronchial trouble quickly relieved.

FOR XMAS! A Motometer! Corwin Motor Co.

VICTROLA is a Welcome Gift

Think of some home that you want to make completely happy. Put it down on your list for a Victrola this Christmas. Come in now and see our holiday stocks. All models and finishes. Make your selection. We'll reserve and deliver it when you say.

Do it early

HOSKINS-MEYER Bismarck, N. Dak.

FURNITURE SPECIAL

For the balance of this month we are putting on a sale at very special prices. Our entire line of Bed Room furniture made up in the Walnut, Mahogany and Ivory finishes. This is a chance to make your money count.

XMAS GOODS ARE ARRIVING DAILY.

We are sure it won't take you long to make your selections from our line.

MAKE THIS A FURNITURE CHRISTMAS.

Perry Furniture Co.

ASKS PEOPLE TO PURCHASE STATE'S FLOUR

Nestor Grand Forks Makes Appeal for Sale of Products of Mill

Grand Forks, N. D., Dec. 9.—(By the Associated Press.) Nestor Grand Forks, N. D., banker serving a term in the federal prison at Leavenworth, Kansas on conviction of sending untrue matter through the mails will be arrested at the end of his term there next week and brought to North Dakota to face charges of using the mails to defraud, M. A. Hildreth, U. S. District Attorney said today. The arrest will be made under an indictment returned by a grand jury at Bismarck in March, 1922.

TO STAGE RABBIT HUNT
Fargo, N. D., Dec. 9.—A big rabbit hunt was instituted by the people of Ashby, 18 miles south of here today. Everybody in the village was requested to meet this morning and spend as much of the day as possible hunting rabbits.

TO STAGE RABBIT HUNT
Fargo, N. D., Dec. 9.—"Flapperism" is going out of style among the girls in Fargo colleges and high schools according to Mrs. Myrtle Goie, dean of women at the Agricultural College and Miss Emma

FOUND—A man's mackinaw coat in front of the auditorium. Owner can have same by giving description and paying for the advertisement amount, 65c. 12-9-22

FOR RENT—Modern furnished room. Gentlemen only; close in. 222 Third St. Phone 982. 12-9-22

FOR RENT—Two rooms for light housekeeping, light, water and heat furnished. 206 Thayer. Phone 322-R. 12-9-22

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REV. ALBERT WATTERS

By NEA Service
Cincinnati, O., Dec. 9.—The sound of a vote never is heard in the pulpit of the Silent Church of Silent People here. Nor are voices ever raised in hymn or prayer among the congregation.

Rev. Albert Watters, pastor, delivers his sermon in sign language. "God hears my prayers as well as those that are spoken with the lips," he says. "Prayer issues from the heart, and your heart no matter what your lips may pronounce."

When Watters' congregation rises for hymn service, eyes are raised heavenward and hearts are stirred with the soundless tones of divine harmony, he says. There is no organ, no choir, not a word is spoken.

At a meeting of delegates from the school comprising the North Central Inter-Collegiate Athletic Association at the University of North Dakota today.

Herbert Herbison of the North Dakota Agricultural college was elected temporary chairman and E. B. Davies of South Dakota College secretary. A constitution was to be adopted at this afternoon session.

BUDGET BOARD AT FARGO
(By the Associated Press)
Fargo, N. D., Dec. 9.—Three members of the state budget board, Governor E. A. Nestor, William W. Davies, chairman of the house appropriations committee and D. C. Poindexter, state auditor are meeting here today to check over the estimates for the next biennial period with agricultural college officials.

70 Year Old Woman Survives Fall of 3 Stories
(By the Associated Press)
Seattle, Wash., Dec. 9.—Mrs. Margaret Clark, 70 years old, is alive after tumbling three stories from a window in her apartment to the ground. Electric wires are thought to have broken her fall.

Minneapolis. Stanislaus Zbyszko, former heavyweight wrestling champion, defeated John Froberg, winning two out of three falls.

For Spring Valley Lignite Coal. Phone 164.

Nailed Fist

The Chinese still cling to the old custom of permitting their fingernails to grow to extravagant lengths. Here is the hand of a wealthy merchant in Saigon, Cochin China.

The fact that most of the western exports are passing through the hands of the Chinese is a fact that is not generally known.

That even so great a player as Locke can be stopped was proved in the Yale game. Yale played Locke, and offensively he didn't do very well. On the defense, however, he was a wonder. Thomas is not nearly so good a defensive player. While Yale was centering its attention on Locke, it lost sight of Parkin, who literally ran wild.

The Locke-Thomas controversy is going to be the cause of many a football argument. The funny part of it is the eastern critics are content to give Thomas much more credit than the west.

TO ORGANIZE PRESS
(By the Associated Press)
Grand Forks, N. D., Dec. 9.—Steps for the organization of an inter-collegiate press association were taken today.

Funerary Service
DAILY PHOTO SERVICE
BISMARCK, NORTH DAKOTA
Known all over the Northwest for Quality
MAIL US YOUR FILMS

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HAGAN NAMED INSPECTOR

Appointed to State Job By Railroad Commission

John N. Hagan, former Commissioner of Agriculture and Labor, today filed bond and oath after appointment as state supervisor of grains and grades by the state railroad commission.

Chairman Millhollan said that Mr. Hagan's appointment was made before the injunction against enforcement of the grain grading act was served on the railroad board, but that for reasons it could not be announced publicly. It is doubtful if Mr. Hagan will act during the pendency of the injunction suit.

The appointment, Mr. Millhollan said, was unanimous, Railroad Commissioners McDonnell, Stutsman and himself voting for Hagan.

BUILDING IN NORTHWEST IS ON INCREASE

November building contracts in Minnesota and the Dakota amounted to \$3,948,000, an increase of 36 per cent over the previous month and a decline of 16 percent from the corresponding month of last year says the bulletin of F. W. Dodge's Company.

Of last month's total, 60 percent, or \$2,368,000, was for residential building.

The year's total of construction contracts to December 1 was \$74,244,000, which is slightly under the figure for the corresponding period of last year.

Contemplated new work reported in November amounted to \$13,705,000, an increase of 27 per cent over the contemplated work reported in October.

Additional Markets

U. S. BONDS
(By the Associated Press)
New York, Dec. 9.—Liberty bonds closed:

3 1/2's \$100.81
Second 4's 98.90
First 4 1/2's 99.10
Second 4 1/2's 98.50
Third 4 1/2's 98.99
Fourth 4 1/2's 98.84
4 1/2's uncalled 100.34
4 1/2's called 100.00
New 4 1/2's 99.74

BISMARCK GRAIN
(Furnished by Russell-Miller Co.)
Bismarck, Dec. 9, 1922.

No. 1 dark northern 1.11
No. 1 spring 1.06
No. 1 amber durum .82
No. 1 mixed durum .73
No. 1 red durum .57
No. 1 flax 2.24
No. 2 flax 2.19
No. 1 rye .62

FOREIGN EXCHANGE
(By the Associated Press)
New York, Dec. 9.—Foreign exchange steady. Great Britain demand 4.58; cables 4.57; 60 day bills on banks 4.54; France demand 7.06; cables 7.07; Italy demand 5.01; cables 5.02; Belgium demand 6.48; cables 6.48; Germany demand .01 3-16; cables .01; Holland demand 39.77; cables 39.81. Norway demand 19.08; Sweden demand 26.06; Denmark demand 26.00; Switzerland 18.94; Spain demand 16.54; Greece demand 1.15; Poland demand 3.17; Czechoslovakia demand 3.17; Argentina demand 30.72; Brazil demand 12.37; Montreal 99.20-32.

CARLOT SALES
(By the Associated Press)
Minneapolis, Dec. 9.—Range of carlot sales:

Wheat No. 1 dark northern \$1.23 @ \$1.30; No. 2 dark northern \$1.18 @ \$1.24; No. 3 dark northern \$1.15 @ \$1.22; No. 4 dark northern \$1.12 @ \$1.20; No. 1 dark hard winter \$1.20 @ \$1.28; No. 2 dark hard winter \$1.19 @ \$1.28; No. 1 hard winter \$1.18 @ \$1.28; No. 2 hard winter \$1.17 @ \$1.28; No. 1 mixed durum \$1.01 @ \$1.09; No. 2 mixed durum .99 @ \$1.07; No. 1 mixed wheat \$1.03 @ \$1.12; No. 2 mixed wheat \$1.01 @ \$1.14; Barley sample grade 55c @ 62c; No. 2, 55c @ 62c; No. 3, 55c @ 62c; No. 4, 55c @ 60c; Corn No. 3 yellow 66 1/2c @ 67 1/2c; No. 3 mixed 64c @ 64 1/2c; Oats No. 2 white 42 1/2c @ 43 1/2c; No. 3 white 38 1/2c @ 42c; Rye No. 1, 81 1/2c @ 83c; No. 2, 81 1/2c @ 82 1/2c; Flax No. 1, \$2.56 @ \$2.57 1/2.

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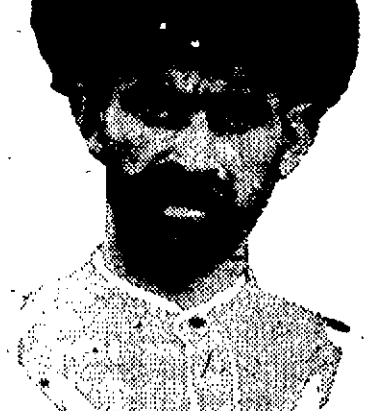
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"Terrible Turk"



Wild and disheveled in appearance, Hassan Naheen, Hassanay tried to enter the White House to interview President Harding. Investigators found that he had been fleeced of his fortune of \$5000 and intended to go to headquarters for justice. The police are now trying to regain his lost money.

FOR RENT—Modern furnished room. Gentlemen only; close in. 222 Third St. Phone 982. 12-9-22

FOR RENT—Two rooms for light housekeeping, light, water and heat furnished. 206 Thayer. Phone 322-R. 12-9-22

FOUND—A man's mackinaw coat in front of the auditorium. Owner can have same by giving description and paying for the advertisement amount, 65c. 12-9-22

FOR RENT—Two rooms for light housekeeping, light, water and heat furnished. 206 Thayer. Phone 322-R. 12-9-22

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WILL REARREST DAVID UGLAND

(By the Associated Press)
Fargo, N. D., Dec. 9.—David Uglan, former Knox, N. D. banker serving a term in the federal prison at Leavenworth, Kansas on conviction of sending untrue matter through the mails will be arrested at the end of his term there next week and brought to North Dakota to face charges of using the mails to defraud, M. A. Hildreth, U. S. District Attorney said today. The arrest will be made under an indictment returned by a grand jury at Bismarck in March, 1922.

TO STAGE RABBIT HUNT
Fargo, N. D., Dec. 9.—A big rabbit hunt was instituted by the people of Ashby, 18 miles south of here today. Everybody in the village was requested to meet this morning and spend as much of the day as possible hunting rabbits.

The hunt is a contest between the married men and the single men, the losers to give the winners a dinner. The rabbits are to be shipped east and sold. The receipts will be divided equally between the two churches of the village.

FLAPPERISM OUT OF STYLE
Fargo, N. D., Dec. 9.—"Flapperism" is going out of style among the girls in Fargo colleges and high schools according to Mrs. Myrtle Goie, dean of women at the Agricultural College and Miss Emma

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CLASSIFIED ADVERTISEMENTS

WHEAT DULL DURING WEEK PRICES DROP

(By the Associated Press)
New York, Dec. 9.—Unfilled orders of the United States Steel Corporation totalled 6,840,242 tons on November 30, it was announced today. This is a decrease of 62,045 tons over October 31, when orders totalled 6,902,287.

90 pound shorn lambs \$13.50 good
95 pound fed yearling ewethers

1000



Timber and pasture, 70 acres under
cultivation. Plenty of good water.
Write Tribune 502. 12-9-1w

FOR RENT—Garage—2 cars. Phone
782. 607 6th St.
12-5-34

NEWSPAPER ARCHIVE

Bÿ ALLMAN

WHAT DO YOU SUPPOSE GOT INTO HIM TONIGHT? NEVER HEARD HIM TELL ANYTHING LIKE THAT BEFORE!

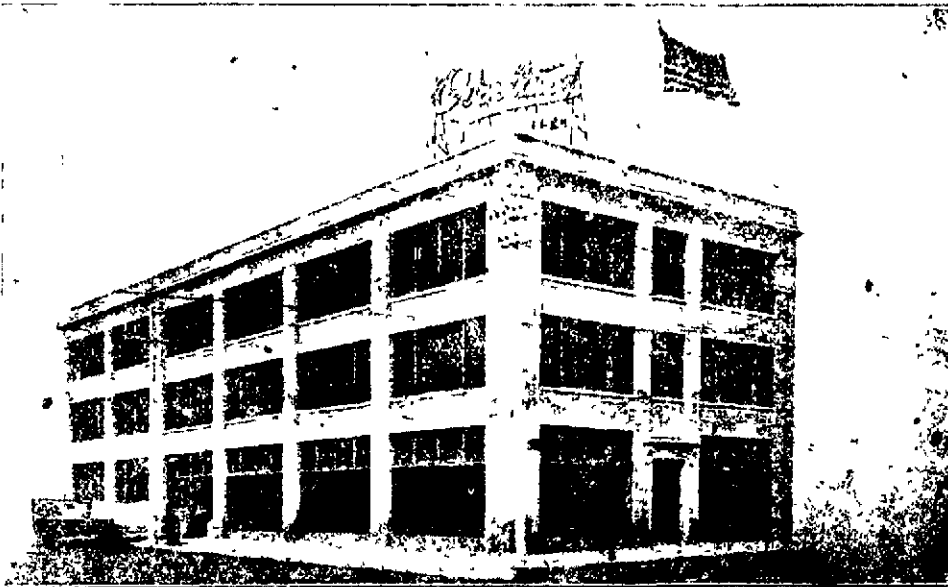
SOMETHING SEEMS RATHER STRANGE ABOUT HIS MANNER TONIGHT!

TO BE CONTINUED

Tompallan

BY BLOSSER

NO-IT'S BEEN HERE FOR A MONTH THERE WUZZNT Y ACCIDENTS SO MIGHT AS WELL TAKE IT AWAY!



Say it With Something For the Car

At this time of year it seems hard to select a little token for your friends, and it is very trying indeed for the busy person to select something pleasing as well as inexpensive.

Almost one out of every ten persons owns a car.

When you think of the pleasant drives you have had during the Summer which has passed, and the many times you have been given a lift, does it not seem fitting to show your appreciation by giving the car owner something for his machine, instead of some useless trinket or bit of apparel he may never use?

Our store has acceptable gifts ranging in price from 50 cents up to \$50. Come and see our display, and you will be pleasantly surprised at the range of pleasing gifts which you can secure at so small an amount.

Better shop early as they are going fast.



If you don't know about our high class Repair work, you owe it to yourself to investigate.

PHONE 490

We usually say something about storage in this space, but our building is filled and we thank you for your patronage.

LAHR MOTOR SALES COMPANY

MANY BILLS TO ASSIST IN RURAL CREDIT

Borrowing Power of Farmer Increased by New Measure

Washington, Dec. 9.—Two more farm credit plans were added today to the dozen or more already before congress.

A bill amending the farm loan act to provide additional credits was introduced by Senator Norbeck, Republican of South Dakota, and Representative Strong, Republican of Kansas, while another, introduced by Senator Norbeck and Representative A. J. Nelson, Republican of Wisconsin, would authorize the War Finance Corporation to make loans to foreign purchasers of American agricultural products.

Both the bills are endorsed by the American Farm Bureau Federation and go beyond the administration of local in the recently introduced Loriot-Anderson bill.

Whether the differences may be harmonized easily has not yet been developed but certain provisions of the new Norbeck-St. strong measures are contained in other bills introduced by Senator Capper, Republican of Kansas, chairman of the senate farm block, and others of the farm group in congress.

Increase from \$10,000 to \$25,000 of the maximum loan which could be made to an individual farm by cooperative farm land banks is one of the principal features of the Norbeck-St. strong bill. Senator Norbeck said that this change "would give local cooperative associations a better chance to compete with the joint stock land banks."

Such loans also, under the new bill, would be available for security on machinery and other debts of borrowers and not limited, as under the present law, to land and buildings.

"The bill which I have introduced," Senator Norbeck said of this feature, "makes it possible for a farmer who owes money on farm machinery for instance, to place a mortgage on his land with the federal farm loan associations and pay off the debt on the farm machinery. He may also borrow money to educate his family."

The bill also provides for voluntary liquidation of local farm loan associations and for appointment of agents where cooperative banks do not exist. The latter provision would make it possible for farmers to obtain loans where local associations have not yet been organized.

The Norbeck-Nelson foreign loan bill would create a revolving fund of \$200,000 to negotiate sales of American products. It is designed to increase exports of farm products by advancing funds to foreigners.

Latest Love Triangle



When Eugene V. Brewster, New York publisher of a string of movie magazines, took Corliss Palmer, 20-year-old cigar counter girl from a Macon (Ga.) hotel and awarded her the prize in an international beauty contest, he sowed the seeds for the legal difficulties in which he now finds himself. Mrs. Eleanor V. V. Brewster (lower left) has sued for separation.

XMAS MAILING HAS STARTED

Postoffice Reports Rush of Business in Last Two Days

They're buying early and shopping early.

The Christmas rush has started—it started two days ago, according to employees at the postoffice. Business yesterday was brisk all day, scores of packages being mailed.

Already many packages have gone through the Bismarck postoffice on their way to foreign countries—Germany, Russia, Norway, Sweden and England all being destinations for many packages.

The early shopper now is getting the pick of the wonderful line of Christmas presents offered in local stores. The early mailer also is being assured that his package will not be delayed in transmission through the mails, and he is a great deal more sure that there will be no damage such as may occur during the rush season.

Some have already completed their Christmas shopping. They are the people you meet on the street wearing a broad grin.

Lawyers Quibble At Murder Trial

Montevideo, Minn., Dec. 9.—A controversy between the state and the defense over the admissibility of the remainder of Oscar Erickson's death bed statement marked the resumption of the trial of Elsie Salisbury, on trial here charged with the murder of Erickson, this morning.

An unfortunate accident took the life of Oscar Erickson when the gun held by Elsie Salisbury was unintentionally discharged in the Milwaukee railroad office," Attorney Davis said.

"There was no motive—no reason in the world—for this girl to shoot Oscar Erickson," the defense counsel continued. "They had not quarreled. Erickson, himself said, when asked why he was shot, 'I do not know,' of course he did not know. She uttered no words when the shooting occurred, because she did not expect it."

Previous to the opening statement, a motion of the defense for a directed verdict and dismissal of the

DEFENSE DISCLOSED

Montevideo, Minn., Dec. 9.—Accidental homicide is the defense of Elsie Salisbury in her trial on a first degree murder charge in connection with the fatal shooting of Oscar Erickson here last April.

This was disclosed in the opening statement of Tom Davis, counsel for the defense, just before noon today, shortly after the state had rested its case.

In response to a request by the defense for an additional hour's recess at noon court was adjourned until 2 p. m., when it is expected the defense will call its first witness.

HICKORY FIVE IS VICTORIOUS

The Hickory Five of St. Mary's school defeated the Athletic club basketball team by a score of 13 to 17 in St. Mary's gymnasium last night. The line-up:

St. Mary's Athletic Club
Carl Masson.....C.....Harry Kuntz
James Olson.....F.....Henry Sauers
Chas. McCarthy.....F.....Korman
Richard Honer.....G.....Archib Olson
Clement Kelley.....G.....Churchill
Substitutes—St. Mary's Stanton, Wyciskala for Athletic club.

Eases throat
-coughs
-croup

Try it
Free yourself from your cough and your cold. Disagreeable phlegm cleared away; scratchy, tender membranes soothed; cough checked; cold broken up. Now, today—ask your druggist for

DR. KING'S NEW DISCOVERY
—a syrup for coughs & colds

NON-OWNERS AND PRESENT OWNERS BUY GREATEST BULK OF WILLYS-OVERLAND CARS IN OCTOBER

One-third of the purchasers of Overland cars in the month of October, were people who, prior to buying their Overland, did not own any make of automobile before. The same percentage holds true in Willys-Knight cars for that month, according to the monthly vocational chart issued by the statistical department of the Willys-Overland Company.

Former owners of either Overland or Willys-Knight cars ranked second in volume of purchases, one-fourth of the monthly total of sales on Overland being to former Overland owners and one-third of the total purchases of Willys-Knight cars before former owners of Willys-Knight or Overland cars.

In third place in rank of former ownership on purchases of both cars are former owners of Ford cars, one-fourth of the total sales of Overlands being to former Ford owners and one-eighth of the total sales of Willys-Knight cars being to Ford owners.

Farmers, Merchants, Laborers and Salesmen as classes were the largest class buyers in the order named. Farmers leading in buying Overland cars being nearly three times as heavy buyers as Laborers who stood second. Merchants and Salesmen pushed laborers closely for second place. Merchants topped the list among the Willys-Knight buyers with Farmers second, Salesmen third and Laborers fourth, there not being much spread between the last three named.

In all a total of over 100 different vocations were listed in the chart and about sixty different makes of cars were listed in the chart showing former ownership.

TYPEWRITERS
All makes sold and rented. Bismarck, N. D.

RATE HEARING IN JAMESTOWN

Fargo, N. D., Dec. 9.—H. E. Rey holds, chairman of the traffic committee of the Fargo Commercial Club and Neal E. Williams, traffic director are today attending the rate hearing opened this morning at Jamestown by A. C. Wilkins, special examiner for the Interstate Commerce Commission.

Jamestown and Valley City are asking for a reduction in rates to put them on a parity with Twin City and Duluth points and North Dakota border points. The hearing is to be concluded today.

R. S. ENGE, D. C. Ph. C.
Chiropractor
Consultation Free
Suite 9, 11 — Lucas Block
Phone 260

Order Your Coal Today
—from—
The New Salem Lignite Coal Co.
Best dry mined coal in the state.
PHONE 738
Chas. Rigler, Mgr.

Dance at Coliseum tonight.

Ace and Queen



The brave deserve the fair. Eddie Rickenbacker, ace of American aviators, is shown here with his bride on their return from a honeymoon in Europe.

SAY IT WITH
Sweater Jackets
KLEIN'S TOGGERY

DODGE BROTHERS MOTOR CAR

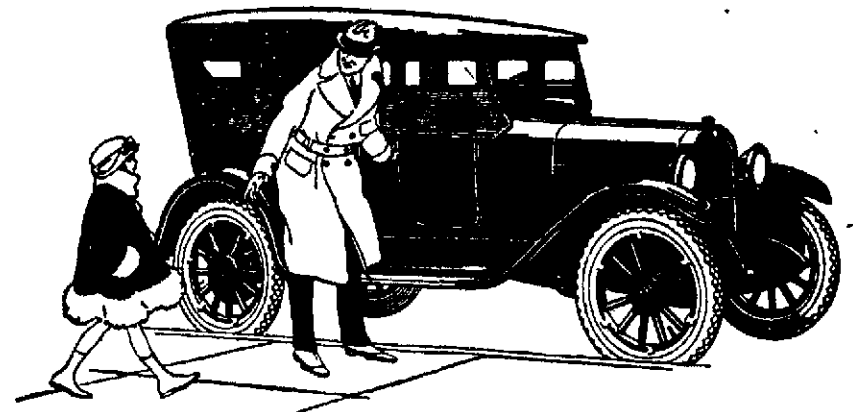
This car has been an important factor in establishing the present day tendency to drive all winter.

The close fitting curtains provide ample protection against wind and cold. The safety-tread cord tires minimize skidding and reduce tire trouble to its simplest terms.

And every owner appreciates the remarkable dependability of the starter. It responds quickly and quietly in the coldest weather.

The Price is \$1080 delivered in Bismarck.

M. B. GILMAN CO.
BISMARCK — PHONE 608



How to Kill A Plant

IF YOU take a string and tie it tightly around a plant, that part at the end farthest from the root will wither and die. The reason for this is, the supply of life-giving sap is cut off and decay results.

So is the human system affected if the spinal column is impeded, as vitality and energy is transmitted through countless little nerves to every organ and part of the body from the brain and spine.

If you are ailing in any way, permit me to make an examination.

R. S. ENGE, D. C. Ph. C.
Chiropractor.
Lucas Block. Phone 260
X-Ray Laboratory.
Lady Attendant.
Bismarck, N. D.

COAL DEMAND ACTIVE
(By the Associated Press)
St. Paul, Minn., Dec. 9.—With the continued cold weather which grips the entire northwest, requests for hard coal continue to pour into the office of J. P. White, northwest federal fuel distributor.

The northwest is far below the allotted tonnage of this grade of